

Message Text

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ACTION IO-14

INFO OCT-01 CIAE-00 ICA-20 INR-10 NSAE-00 AID-05 AF-10
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SS-15 NSC-05 SP-02 TRSE-00 /139 W
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P R 060950Z JUN 78
FM AMEMBASSY PARIS
TO SECSTATE WASHDC PRIORITY 2675
INFO AMEMBASSY SANTIAGO
USMISSION GENEVA
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UNCLAS SECTION 01 OF 03 PARIS 17863

NESCO

E.O. 11652: N/A
TAGS: OCON, PORG, UNESCO, CI
SUBJECT: UNESCO: 104TH EXBD (ITEM 7.1.7): HUMAN
RIGHTS IN CHILE

REF: PARIS 17483

1. DR-8 AS REVISED BY A WORKING GROUP (FRG, CUBA, BRAZIL) AND USDEL, WAS ADOPTED WITHOUT VOTE JUNE 2 PM. DEPARTMENT WILL NOTE THAT NEW TEXT INCLUDES AMENDMENTS REQUESTED IN REFTEL.

2. AFTER THE ADOPTION OF DR-8 (REV.), PERU, PANAMA, INDONESIA AND PHILIPPINES MADE STATEMENTS TO THE EFFECT THAT IF THERE HAD BEEN A VOTE, THEY WOULD HAVE ABSTAINED BECAUSE WHAT THEY CONSIDER TO BE CLEAR DISCRIMINATION AGAINST ONE MEMBER STATE. PRC STATED THAT IT DID NOT PARTICIPATE IN THE DECISION BECAUSE OF PRC'S "CONSISTENT POSITION" NOT TO GET INVOLVED IN THE ISSUE. CHILE WAS ALLOWED TO MAKE
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MODERATE STATEMENT REGRETTING THE DECISION BUT PROMISING TO COOPERATE WITH THE AD HOC WORKING GROUP IN NEW YORK.

3. TEXT OF USDEL (WARVARIV) INTERVENTION IN DEBATE IS AS FOLLOWS: QUOTE

MR. CHAIRMAN,

MY GOVERNMENT AND THE AMERICAN PEOPLE ARE DEEPLY CONCERNED WITH THE DEPLORABLE SITUATION OF MASSIVE VIOLATIONS OF HUMAN RIGHTS WHICH STILL PERSIST IN CHILE.

-- INDEED, AT THE RECENT 34TH SESSION OF THE UNITED NATIONS COMMISSION ON HUMAN RIGHTS, WHICH TOOK PLACE ONLY A FEW MONTHS AGO IN GENEVA, THE UNITED STATES CO-SPONSORED RESOLUTION 12 (34) WHICH WAS ADOPTED BY THE COMMISSION ON MARCH 6, 1978. THIS RESOLUTION COVERS THE TOTALITY OF HUMAN RIGHTS IN CHILE, INCLUDING THOSE WITHIN THE FIELDS OF UNESCO. WE HOPE, AND WE BELIEVE THE GREAT MAJORITY OF THE PEOPLE OF CHILE ALSO PRAY, FOR THE EARLY RETURN TO DEMOCRATIC GOVERNMENT IN THAT NATION. WE ARE PLEASED THAT THE INTERNATIONAL COMMUNITY HAS CONTINUED TO MANIFEST ITS CONCERN ABOUT THE SITUATION REGARDING HUMAN RIGHTS IN CHILE, BUT WE HOPE THAT SUCH CONTINUED CONCERN WILL SOON CEASE TO BE NECESSARY, WITH THE CONTINUED REDUCTION IN THE VIOLATIONS OF THE HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS OF PERSONS IN CHILE, AND THE RE-ESTABLISHMENT OF DEMOCRATIC INSTITUTIONS.

-- WE WISH TO ACKNOWLEDGE OUR APPRECIATION FOR THE CONTINUED EFFORTS OF THE CHILEAN GOVERNMENT TO RESPOND TO THE CONCERNS THAT HAVE BEEN EXPRESSED OVER THE PAST UNCLASSIFIED

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FEW YEARS. WE FURTHER WISH TO ACKNOWLEDGE SOME OF THE SPECIFIC STEPS THAT THE GOVERNMENT OF CHILE HAS TAKEN IN RECENT MONTHS.

-- WE NOTE WITH SATISFACTION THE EVIDENCE THAT THE INCIDENTS OF DIRECT ABUSE OF INDIVIDUAL HUMAN RIGHTS IN CHILE, UNLIKE IN SOME OTHER COUNTRIES THAT OFTEN ENGAGE IN PIOUS ORATORY, HAVE BEEN REDUCED. WE RECOGNIZE THAT THE GOVERNMENT OF CHILE HAS TAKEN CERTAIN POSITIVE STEPS IN RESPONSE TO THE EXPRESSIONS OF CONCERN OF ITS OWN PEOPLE AND THE INTERNATIONAL COMMUNITY.

-- MY GOVERNMENT WISHES TO STATE ITS STRONG HOPE AND EXPECTATION THAT THE ONLY FULL AND COMPLETE PROTECTION OF HUMAN RIGHTS IS AFFORDED BY FREE AND DEMOCRATIC

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INSTITUTIONS, PROTECTED BY THE RULE OF LAW, AND WE BELIEVE THAT THE CHILEAN NATION, WITH ITS LONG AND NOBLE TRADITION OF DEMOCRATIC GOVERNMENT, WILL SOON FIND ITSELF ONCE AGAIN UNDER RESPONSIBLE RULE OF MAJORITY, AND UNDER A SYSTEM OF LAW AND PUBLIC ACCOUNTABILITY.

AMBASSADOR FABRICIUS HAS SUBMITTED THREE AMENDMENTS TO DR-8 WHICH MY DELEGATION STRONGLY SUPPORTS. WE HAVE

ALSO NOTED THAT A NUMBER OF MEMBERS OF THIS BOARD DO HAVE QUESTIONS ABOUT THE MOST CURRENT ACTIVITIES OF THE INTERNATIONAL COMMUNITY WITH RESPECT TO THE HUMAN RIGHTS SITUATION IN CHILE. I WOULD LIKE TO ADD TO THIS BODY OF INFORMATION. THE RESOLUTION 12/34 ADOPTED BY THE HUMAN RIGHTS COMMISSION CALLS UPON THE CHILEAN AUTHORITIES TO ADMIT ONCE AGAIN THE HUMAN RIGHTS COMMISSION'S AD HOC WORKING GROUP INTO CHILE IN ORDER TO CONDUCT AN IMPARTIAL INVESTIGATION INTO THE HUMAN RIGHTS SITUATION. AS WAS ANNOUNCED BY THE CHAIRMAN OF

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THAT GROUP ON MAY 26, 1978, THE MEMBERS OF THE GROUP MET IN NEW YORK FROM MAY 18-26 WITH REPRESENTATIVES OF THE GOVERNMENT OF CHILE TO DISCUSS THE ARRANGEMENTS FOR A

VISIT OF THE GROUP TO CHILE. WE ARE HOPEFUL THAT A VISIT BY THE AD HOC WORKING GROUP WILL SOON TAKE PLACE.

THUS, WE WOULD LIKE TO PROPOSE ONE ADDITIONAL AMENDMENT TO DR-8 (REV.), WHICH COMPLEMENTS THOSE OFFERED BY AMBASSADOR FABRICIUS, AND TAKES INTO ACCOUNT THIS CURRENT DIALOGUE BETWEEN THE AD HOC WORKING GROUP OF THE HUMAN RIGHTS COMMISSION AND THE GOVERNMENT OF CHILE. IT WOULD BE ADDED AS PARAGRAPH 5 OF DR-8 (REV.) AND IS WORDED AS FOLLOWS:

"TAKING NOTE OF DISCUSSIONS WHICH HAVE RECENTLY TAKEN PLACE BETWEEN THE HUMAN RIGHTS COMMISSION AND AD HOC WORKING GROUP AND THE REPRESENTATIVES OF THE GOVERNMENT OF CHILE.:

IF THIS GROUP OF AMENDMENTS IS ACCEPTED, MY DELEGATION WILL BE ABLE TO VOTE FOR DR-8 (REV.).

MR. CHAIRMAN, WE HAVE HEARD DURING OUR DEBATE ON THIS ITEM A SERIES OF STATEMENTS, MANY OF WHICH ARE ECHOES OF STATEMENTS MADE AT PREVIOUS SESSIONS OF THE BOARD -- AND ALL OF WHICH CONDEMN CHILE IN THE MOST SERIOUS TERMS. EACH TIME THIS DEBATE HAS TAKEN PLACE CERTAIN ANOMALIES HAVE BECOME INCREASINGLY STRIKING. MANY OF THOSE WHO JUDGE THE GOVERNMENT OF CHILE MOST HARSHLY SPEAK AS REPRESENTATIVES OF GOVERNMENTS WHOSE OWN HUMAN RIGHTS RECORDS FALL FAR SHORT OF THE STANDARDS WHICH THE UNITED NATIONS HAS PROCLAIMED FOR ITS MEMBERS. WE ARE PERIODICALLY PRESENTED WITH THIS UNCLASSIFIED

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TROUBLESOME CONTRADICTION -- THAT GOVERNMENTS JUDGING OTHERS RESIST JUDGMENT FOR THEMSELVES. MR. CHAIRMAN, THE GOOD STANDING OF THIS BOARD, AND INDEED OF UNESCO AS A WHOLE, REQUIRES THAT WE FACE UP TO THE DOUBLE STANDARD WHICH IS FOUND IN OUR DECISIONS ON CHILE AND OUR FAILURES TO ACT ON OTHER CASES. END OF QUOTE

4. VERBATIM TEXT DR-8 (REV.) IS AS FOLLOWS: QUOTE

PARA. 4: QUOTE THE EXECUTIVE BOARD,

1. HAVING REGARD TO RESOLUTION 32/118 OF THE UNITED NATIONS GENERAL ASSEMBLY ON THE PROTECTION OF HUMAN RIGHTS IN CHILE,

2. CONSIDERING 19 C/RESOLUTION 14.1 ADOPTED BY THE GENERAL CONFERENCE OF UNESCO AT ITS NINETEENTH SESSION, REQUESTING THE DIRECTOR-GENERAL "TO CONTINUE

TO TAKE SUCH MEASURES WITHIN HIS COMPETENCE AS HE MAY
DEEM MOST APPROPRIATE TO SECURE RESPECT FOR HUMAN RIGHTS
IN CHILE, OR IN ANY OTHER MEMBER STATE WHERE THERE
MIGHT BE SERIOUS REASONS TO BELIEVE THAT HUMAN RIGHTS
ARE VIOLATED, AND TO CONSULT THE EXECUTIVE BOARD AND THE
GENERAL CONFERENCE WHENEVER HE CONSIDERS IT NECESSARY;"

3. DRAWING ATTENTION TO THE EFFORTS MADE BY THE
VARIOUS AGENCIES OF THE UNITED NATIONS SYSTEM, BY OTHER
REGIONAL AND INTERNATIONAL, GOVERNMENTAL AND NON-
GOVERNMENTAL ORGANIZATIONS, AND BY THE INTERNATIONAL

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COMMUNITY AS A WHOLE, TO RESTORE THE HUMAN RIGHTS AND
FUNDAMENTAL FREEDOMS OF THAT COUNTRY,

4. ACKNOWLEDGING THE EFFORTS OF THE CHILEAN
GOVERNMENT TO RESPOND TO THE CONCERNS THAT HAVE BEEN
EXPRESSED OVER THE PAST FEW YEARS BY THE INTERNATIONAL
PUBLIC OPINION CONCERNING THE SITUATION OF HUMAN RIGHTS
IN CHILE,

5. TAKING NOTE OF DISCUSSIONS WHICH HAVE
RECENTLY TAKEN PLACE BETWEEN THE HUMAN RIGHTS COM-
MISSION AD HOC WORKING GROUP AND THE REPRESENTATIVES OF
THE GOVERNMENT OF CHILE WITH THE AIM OF ARRANGING A

VISIT OF THE WORKING GROUP TO CHILE,

6. URGING THAT HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS IN THE FIELDS OF EDUCATION, SCIENCE, CULTURE AND COMMUNICATION BE RESPECTED, IN CONFORMITY WITH THE RELEVANT INTERNATIONAL INSTRUMENTS TO WHICH CHILE IS A PARTY, WITH A VIEW TO CREATING CONDITIONS THAT WILL UNCLASSIFIED

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ENABLE THOSE WHO SO WISH TO RETURN HOME IN THE NEAR FUTURE;

7. AGAIN URGING THE RESPECT OF THE STATUS OF THE TEACHING PROFESSION AND THE RE-ESTABLISHMENT OF THE NORMAL FUNCTIONING OF UNIVERSITIES, PRIMARY AND SECONDARY SCHOOLS AND SCIENTIFIC AND CULTURAL ESTABLISHMENTS,

8. INVITES THE DIRECTOR-GENERAL TO CONTINUE, BY THE MOST APPROPRIATE AND EFFECTIVE MEANS, HIS ACTION TO PROTECT HUMAN RIGHTS IN CHILE, IN PARTICULAR THOSE OF MISSING PERSONS, AND TO SUBMIT A REPORT TO THE EXECUTIVE BOARD AT ITS 105TH SESSION ON THE POSSIBILITIES OF HUMANITARIAN ASSISTANCE TO THOSE ESXILES BELONGING TO THE FIELDS OF EDUCATION, SCIENCE, CULTURE AND COMMUNICATION. END OF QUOTE
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